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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/537,710	03/30/2000	Anders Dahlqvist	3377/99-Util	9098
26474	7590	05/09/2006	EXAMINER	
NOVAK DRUCE DELUCA & QUIGG, LLP			ROBINSON, HOPE A	
1300 EYE STREET NW			ART UNIT	PAPER NUMBER
SUITE 400 EAST TOWER				
WASHINGTON, DC 20005			1656	

DATE MAILED: 05/09/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

050306

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Commissioner for Patents

The Amendment filed on March 1, 2006 is non-compliant because it has failed to meet the requirement of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), for example the entire "Amendments to the claims" section of applicant's amendment document must be resubmitted. In the Amendment filed on March 1, 2006, claims 30-31 are amended, however, not all amendments made are reflected in the claim via a strike through or underline. For example, claim 30 now reads "A process for the production triacylglycerol" and the claim set filed on September 6, 2005 reads "A process for the production of triacylglycerol". In addition, currently amended claim 30 reads "or a nucleotide encoding SEQ ID NO:2 DNA.." and the claim had the following language on September 6, 2005, "or a DNA encoding SEQ ID NO:2.". In addition, claim 31 as amended reads "A method of producing triacylglycerol and/or triacylglycerols" and the previously filed claim read "A method of producing triacylglycerol and/or triacylglycerol". No indication is made in the present claim set of amendments in these areas, yet the claims do not match the previously filed claim set. Applicant needs to clarify the record as the un-noted amendments changes the scope of the claims.

As the non-compliant amendment is a reply to a non-final Office Action and since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a). Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hope A. Robinson whose telephone number is 571-272-0957. The examiner can normally be reached on Monday-Friday from 9:00 a.m. to 6:30 p.m. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kathleen Kerr, can be reached at (571) 272-0931. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Hope A. Robinson, MS  
Patent Examiner

5/3/06

HOPE A. ROBINSON  
PATENT EXAMINER